

Service Date: November 27, 1996

FINAL ORDER NO. 6419

DEPARTMENT OF PUBLIC SERVICE REGULATION  
MONTANA PUBLIC SERVICE COMMISSION  
1701 Prospect Avenue, P.O. Box 202601  
Helena, Montana 59620-2601

IN THE MATTER OF <b>David and Paula Creech</b>	)	
<b>dba Quarter Circle PK Taxi Service,</b>	)	
Cut Bank, Montana, the application for a	)	Docket No. T-96.111.PCN
Montana Intrastate Certificate of Public	)	Order No. 6419
Convenience and Necessity.	)	

The Commission, being fully advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT

1. On September 25, 1996, **David and Paula Creech dba Quarter Circle PK Taxi Service**, 13 South Central, P.O. Box 332, Cut Bank, MT 59427, filed an application with the Montana Public Service Commission under Title 69, MCA, amend Certificate of Public Convenience and Necessity PSC 9381 Applicant seeks to amend current authority (in bold) as follows:

Class B - Passengers 1) between all points and places within Glacier County; and 2) from points in Glacier County to the Great Falls International Airport **and return.**

Limitations: Transportation of Burlington Northern crews is prohibited.  
Utilization of vehicles with a rated seating capacity of more than six (6) passengers is prohibited.

Applicant also seeks additional authority as follows:

Class B - Passengers between all points and places within a 100 mile radius of

Browning, Montana.

2. In accordance with Section 69-23-321, MCA, this matter was noticed to the public October 16, 1996. That notice said in pertinent part:

If no written protests are received by November 5, 1996, a hearing may not be held and a final order may be issued in this Docket. If a protest is received, a hearing will be scheduled. Individual notice of the hearing will be given only to Protestants and Applicant.

The application included affidavits of support.

3. Protests were filed by Mickey R. Mecklenburg dba Shelby Taxi Service, Shelby, Montana and Valet Limousine, Inc., Missoula, Montana. Protests were withdrawn after Applicant restrictively amended his application. The amendments are incorporated into the Order granting authority herein.

4. The record of this application is available for inspection at the Public Service Commission Office, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana 59620-2601.

#### CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all parties interested in this proceeding proper notice and an opportunity to participate.

3. Public Convenience and Necessity require a grant of the authority sought by the Applicant.

#### ORDER

NOW THEREFORE, at a session of the Public Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 1701 Prospect Avenue,

Helena, Montana, on the 25th day of November, 1996, there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-96.111.PCN, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of **David and Paula Creech dba Quarter Circle PK Taxi Service**, 13 South Central, P.O. Box 332

Cut Bank, MT 59427, Montana, to amend Certificate of Public Convenience and Necessity, PSC 9381, IS GRANTED to the following extent:

**Class B - Passengers 1) between all points and places within Glacier County; and 2) from points in Glacier County to the Great Falls International Airport and return.**

**Limitations: Transportation of Burlington Northern crews is prohibited. Utilization of vehicles with a rated seating capacity of more than six (6) passengers is prohibited. Transportation in limousine service is prohibited.**

**Class B - Passengers between all points and places within a 100 mile radius of Browning, Montana.**

**Limitations: Transportation to, from or between points within Toole and Liberty Counties is prohibited. Transportation in limousine service is prohibited.**

IT IS FURTHER ORDERED that a PSC No. 9381, issued April 24, 1996, be returned to the offices of the Montana Public Service Commission for cancellation in lieu of the expanded grant of authority.

IT IS FURTHER ORDERED that a full, true and correct copy of this order be sent forthwith by first class mail to the applicant and all parties herein.

THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, IN OPEN SESSION at Helena, Montana, this 25th day of November, 1996, by a vote of 5 - 0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

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NANCY McCAFFREE, Chair

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DAVE FISHER, Vice Chair

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BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
Commission Secretary

(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.